

MICHAEL MONNIERE,
Claimant,
v.
BURLINGAME INDUSTRIES, INC.,
Employer,
and
STATE INSURANCE FUND,
Surety,
Defendants.

ORDER

Pursuant to Idaho Code § 72-717, Referee Rinda Just submitted the record in the above-entitled matter, together with her proposed findings of fact and conclusions of law, to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendation of the Referee. The Commission concurs with this recommendation. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusions of law as its own.

1. The industrial accident of December 15, 2004, resulted in a fracture of the weight-bearing portion of the femoral head of Claimant's right hip and its collapse into his pre-existing subchondral cyst, causing the need for a right total hip arthroplasty.

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3. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to all matters adjudicated.

DATED this 20 day of October, 2006.

INDUSTRIAL COMMISSION

/s/_____
Thomas E. Limbaugh, Chairman

/s/_____
James F. Kile, Commissioner

/s/_____
R.D. Maynard, Commissioner

ATTEST:

/s/_____
Assistant Commission Secretary

CERTIFICATE OF SERVICE

I hereby certify that on the 20 day of October, 2006, a true and correct copy of the foregoing **ORDER** was served by regular United States Mail upon each of the following persons:

CHRISTOPHER CALDWELL
PO BOX 607
LEWISTON ID 83501-0607

BRADLEY J STODDARD
PO BOX 896
COEUR D ALENE ID 83816-0896

djb

/s/_____